

**FILED**

November 28, 2017

**OFFICE OF  
APPELLATE COURTS**

STATE OF MINNESOTA

IN SUPREME COURT

A17-1142

The Ninetieth Minnesota State Senate, et al.,

Respondents,

vs.

Mark B. Dayton, in his official capacity as  
Governor of the State of Minnesota, et al.,

Appellants.

ORDER

Based upon all the files, records, and proceedings herein,

IT IS HEREBY ORDERED that the opinion filed on November 16, 2017, is modified  
on page 25 of the slip opinion, footnote 16, to read as follows:

The Legislature invoked our original jurisdiction in *Seventy-Seventh Minn. State Senate v. Carlson*, 472 N.W.2d 99 (Minn. 1991), to challenge “the effectiveness of attempted vetoes by the Governor.” *Id.* We did not reach the merits of the challenge to Governor Carlson’s vetoes, but dismissed the Legislature’s petition in order to allow it to recommence a declaratory judgment action in the district court. *Id.* at 99–100. Other disputes between the Executive and Legislative Branches of our state government have been in cases brought by one or more members of the Legislative Branch against one or more members of the Executive Branch. *See, e.g., Limmer v. Ritchie*, 819 N.W.2d 622 (Minn. 2012); *Limmer v. Swanson*, 806 N.W.2d 838 (Minn. 2011).

Dated: November 28, 2017

BY THE COURT:



Lorie S. Gildea  
Chief Justice

STRAS, J., took no part in the consideration or decision of this case.